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21 **UNITED STATES DISTRICT COURT**

22 **DISTRICT OF NEVADA**

23 SHIGE TAKIGUCHI, et. al,  
24 Individually and On Behalf of All  
25 Others Similarity Situated,

26 Plaintiffs,

27 v.

28 MRI INTERNATIONAL, INC.,  
EDWIN J. FUJINAGA, JUNZO  
SUZUKI, PAUL MUSASHI  
SUZUKI, LVT, INC., dba STERLING  
ESCROW, and DOES 1-500,

Defendants.

Case No.: 2:13-cv-01183-HDM-NJK

**ORDER RE PAYMENT OF  
ATTORNEYS FEES AND COSTS  
INCURRED BY SUZUKI  
ENTERPRISES, INC. PROFIT  
SHARING PLAN DURING  
APRIL 2017**

1 WHEREAS Defendant Suzuki Enterprises, Inc. Profit Sharing Plan (the  
2 “Plan”) and Plaintiffs are collectively referred to herein as the “Parties”;

3 WHEREAS on December 2, 2016, the Court issued its order [550] (“Order  
4 re Fees”) approving the Stipulation re Payment of Attorneys’ Fees [549]  
5 (“Stipulation re Fees”), providing a procedure for payment of legal fees and costs  
6 from Plan funds that are presently subject to the preliminary injunction [183]  
7 issued by this Court;

8 WHEREAS the Plan incurred legal fees and costs in April 2017, in the  
9 amount of \$6,274.12, for coordinating global settlement discussions, negotiating  
10 with Plaintiffs, communications with multiple counsel and Plan fiduciaries  
11 regarding settlement issues, and preparing an Answer and Initial Disclosures on  
12 behalf of the Plan;

13 WHEREAS such fees and costs are payable as follows:

- 14 • \$3,748.50 payable to Foundation Law Group, LLP, lead counsel for  
15 the Plan, focusing on settlement discussions with Plaintiffs and  
16 coordination of global settlement discussions; and
- 17 • \$2,525.62 payable to Enenstein Ribakoff LaViña & Pham, local  
18 counsel for the Plan, focusing on document preparation;

19 WHEREAS the Plan’s invoices are attached hereto as Exhibit “A”;

20 WHEREAS the Parties have communicated a mutual desire to avoid the  
21 necessity of a formal motion for attorneys’ fees through this Stipulation;

22 NOW, therefore, the Parties stipulate that:

- 23 1. Payment of the Plan’s legal fees and expenses for the month of April  
24 2017, in the total amount of \$6,274.12, shall be made from the funds held  
25 by LPL Financial for the benefit of the Plan with the specific breakdown  
26 of this total amount below;
- 27 2. \$3,748.50 of the funds held by LPL Financial for the benefit of the Plan  
28 shall be unfrozen and released from the preliminary injunction [183] and  
paid to Foundation Law Group LLP;

3. \$2,525.62 of the funds held by LPL Financial for the benefit of the Plan shall be unfrozen and released from the preliminary injunction [183] and paid to Enenstein Ribakoff LaViña & Pham;

4. The remaining funds held by LPL Financial for the benefit of the Plan shall remain frozen and subject to the preliminary injunction [183] pending a further application for payment of attorneys' fees and expenses; and

5. Payment of attorneys' fees and expenses for the month of April 2017 (per items 2 and 3 above) shall be made from cash on hand that is held in the name of the Plan.

DATED this 3<sup>rd</sup> day of May, 2017

DATED this 3rd day of May, 2017

**MANNING & KASS ELLROD  
RAMIREZ, TRESTER LLP**

**ENENSTEIN RIBAKOFF LAVIÑA  
& PHAM**

By: /s/ James E. Gibbons  
*Attorneys for Plaintiffs*

By: /s/ Robert A. Rabbat  
*Attorneys for Suzuki Enterprises,  
Inc., Profit Sharing Plan*

DATED this 3rd day of May, 2017

DATED this 3rd day of May, 2017

**LAW OFFICES OF ROBERT W.  
COHEN, A.P.C.**

**FOUNDATION LAW GROUP LLP**

By: /s/ Robert W. Cohen  
*Attorneys for Plaintiffs*

By: /s/ Gregg D. Zucker  
*Attorneys for Suzuki Enterprises,  
Inc., Profit Sharing Plan*

**ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED this 8th day of May, 2017.

